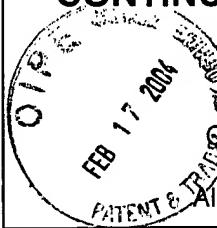


02-18-04

Image RCE/1723



REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Application No.: 09/749,059
 Filing Date: 12/27/2000
 First Named Inventor: James M. Proper
 Group Art Unit: 1723
 Examiner Name: C. Cooley
 Attorney Docket No.: D/A0433Q

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA [and 102(e)/103 removal for commonly owned applications]. See Changes to Application Examination and Provisional Application Practice Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000); 65 Fed. Reg. 50092 (Aug. 16, 2000), which established RCE practice. [Note that § 1.114 also requires prosecution to be closed to use an RCE.]

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (Any unentered amendment(s) referred to above will be entered).
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - v. Other
- b. Enclosed
 - i. Amendment or Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) (required))
- b. Other

3. Fees

[The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.]

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Xerox Corporation Deposit Account No. **24-0025**.
 - i. RCE fee required under 37 C.F.R. § 1.17(e) - **\$770.00**
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17). Please grant any required extension of time.
 - iii. Other
- b. A return receipt postcard is enclosed.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Richard F. Spooner	Registration No. (Attorney/Agent) 43928
Signature		Date 02/17/2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited on the date set forth below with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date set forth below:

Name (Print/Type)	Helen Paulino
Signature	

Date 02/17/2004

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